IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

MONDAY, THE 8TH OCTOBER 2007 / 16TH ASWINA 1929

Con.Case(C).No. 1033 of 2007

(NON COMPLIANCE OF THE JUDGEMENT IN WA.658/2004 Dated 07/12/2006)

PETITIONER/APPELLANT:

P.T. THOMAS,
PURAYIDATHIL HOUSE,
ATHIRAMPUZHA P.O.,
KOTTAYAM.

BY ADV. SRI.P.V.GEORGE(ONAKKOOR)
ADV. SRI.RAJEEV.P.NAIR
ADV. SRI.REJI GEORGE

RESPONDENTS/RESPONDENTS AND THIRD PARTY:
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1. SHRI S.M.VIJAYANAND I.A.S.
(AGE AND FATHER'S NAME NOT KNOWN TO THE PETITIONER)
PRINCIPAL SECRETARY,
DEPARTMENT OF LOCAL SELF GOVERNMENT & RURAL DEVELOPMENT,
GOVT.SECRETARIAT,
THIRUVANANTHAPURAM.

2. SHRI AJITH KUMAR I.A.S.
(AGE AND FATHER'S NAME NOT KNOWN TO THE PETITIONER)
COMMISSIONER FOR RURAL DEVELOPMENT,
L.M.S.COMPOUND
THIRUVANANTHAPURAM.

3. SMT.K.VANAJ KUMARI
(AGE AND FATHER'S NAME NOT KNOWN TO THE PETITIONER)
PROJECT OFFICER,
DRDA, KOTTAYAM.

4. SHRI T.V.THOMAS
(AGE AND FATHER'S NAME NOT KNOWN TO THE PETITIONER)
SUB DIVISIONAL ENGINEER (PHONES) BSNL,
PONKUNNAM.

5. SHRI M.T.JAYAPRAKASH
(AGE AND FATHER'S NAME NOT KNOWN TO THE PETITIONER)
EXECUTIVE ENGINEER,
POVERTY ALLEVIATION UNIT,
KOTTAYAM.

BY ADV. SRI.MATHEWS K.PHILIP, SC, BSNL
BY GOVERNMENT PLEADER SHRI M.P. SREEKRISHNAN.

THIS CONTEMPT OF COURT CASE (CIVIL) HAVING COME UP FOR ADMISSION ON 08/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L. DATTU, C.J. & K.T. SANKARAN, J.

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CONTEMPT CASE (C) No. 1033 OF 2007

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Dated this the 8th October, 2007

J U D G M E N T

H.L. Dattu, C.J.:

Alleging that the respondents have disobeyed the orders and directions issued by this court while disposing of W.A.No.658 of 2004 dated 07.12.2006, the complainant/petitioner is before us in this Contempt Case filed under sections 11 and 12 of the Contempt of Courts Act.

2. After the disposal of the Writ Appeal, the respondents, after taking into consideration the orders and directions issued by this court while disposing of the Writ Appeal, have passed a detailed order dated 02.07.2007.

3. In our opinion, if for any reason, the complainant/petitioner is aggrieved by the orders so passed by the respondents on 02.07.2007, the complainant/petitioner is expected to file an appropriate petition/representation before the appropriate forum. In that view of the matter, we do not intend to take cognizance of this Contempt Case since there is neither deliberate nor wilful disobedience of the orders and directions issued by this Court. Accordingly, further proceedings in this Contempt Case requires to be dropped and they are dropped.

Ordered accordingly.

H.L. DATTU,
CHIEF JUSTICE.

K.T. SANKARAN,
JUDGE.

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